

**STATE OF RHODE ISLAND
BEFORE THE RHODE ISLAND ETHICS COMMISSION**

**In re: Daniel Gendron,
Respondent**

Complaint No. 2014-17

ORDER

This matter having been heard before the Rhode Island Ethics Commission on January 27, 2015, pursuant to Commission Regulation 1011, and the Commission having considered the Complaint herein, the arguments of the parties, and the proposed Information Resolution and Settlement, which is incorporated by reference herein, it is hereby

ORDERED, ADJUDGED AND DECREED


THAT, the Commission approves the Informal Resolution and Settlement as submitted;

THAT, the Commission incorporates by reference herein the Findings of Fact and Admissions, and the Conclusions of Law, set forth in the Informal Resolution and Settlement;

THAT, the Respondent violated Rhode Island General Laws §§ 36-14-5(a) and (d);

THAT, the Respondent is ordered to pay a civil penalty in the amount of Five Hundred Dollars (\$500.00).

ENTERED as an Order of this Commission,

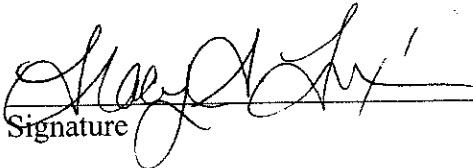


Chairperson

Dated: 2/3/15

CERTIFICATE OF SERVICE

I, Tracy A. Teixeira, hereby certify that on the 4th day of February, 2015, I forwarded a copy of the Order and Informal Resolution and Settlement via US mail, postage prepaid, to: Daniel M. Gendron, 87 Arland Court, Woonsocket, RI 02895 and Jerome Smith, 268 Prospect Street, Woonsocket, RI 02895.


Signature

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INFORMAL RESOLUTION AND SETTLEMENT

The Respondent, Daniel Gendron, and the Rhode Island Ethics Commission (“Commission”) hereby agree to a resolution of the above-referenced matter as follows:

I. FINDINGS OF FACT & ADMISSIONS

1. The Respondent was first elected to the Woonsocket City Council (“City Council”), a municipal elected position, in November 2009, and has served continuously in said capacity at all times relevant hereto.

2. In his private capacity, at all times relevant hereto, the Respondent was the Vice President and Treasurer of Capitol Vending, Inc.

3. On August 8, 2007, Lloyd R. Gariepy became the Registered Agent for Capitol Vending, Inc. and has served continuously in said role at all times relevant hereto.

4. Additionally, Lloyd R. Gariepy serves as the Municipal Court Judge for the City of Woonsocket, and is appointed to this position by the Woonsocket City Council. Attorney Gariepy’s term of office is two years, and he has been serving in said capacity for the past 28 years.

5. On December 1, 2009, the Respondent was in attendance at the Woonsocket City Council Organizational Meeting at which time he was administered the oath of office. At the same meeting, the Respondent voted on Resolution 09 R 99 in favor of the reappointment of Lloyd R. Gariepy, the Respondent’s business associate, as Municipal Court Judge for the City of

Woonsocket for a two-year term.

6. On December 6, 2011, the Respondent was in attendance at the Woonsocket City Council Organizational Meeting at which he voted on Resolution 11 R 116 in favor of the reappointment of Lloyd R. Gariepy, the Respondent's business associate, as Municipal Court Judge for the City of Woonsocket for a two-year term.

II. CONCLUSIONS OF LAW

1. As an elected member of the Woonsocket City Council, the Respondent was, at all relevant times, subject to the Rhode Island Code of Ethics in Government ("Code of Ethics"), pursuant to Rhode General Laws § 36-14-4(1).

2. The Respondent participated in the Woonsocket City Council's votes to reappoint Lloyd R. Gariepy, the Respondent's business associate, as the Municipal Court Judge on December 1, 2009, in violation of Rhode Island General Laws §§ 36-14-5(a) and 36-14-5(d).

3. The Respondent participated in the Woonsocket City Council's votes to reappoint Lloyd R. Gariepy, the Respondent's business associate, as the Municipal Court Judge on December 6, 2011, in violation of Rhode Island General Laws §§ 36-14-5(a) and 36-14-5(d).

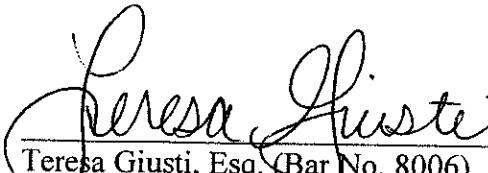
III. SETTLEMENT

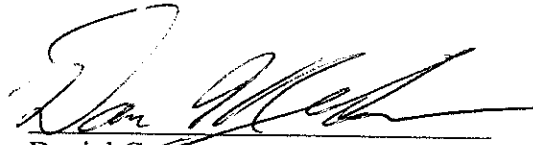
Pursuant to the above Findings of Fact and Conclusions of Law, the parties hereby agree, subject to the approval of the Commission, to the following, pursuant to Rhode Island General Laws § 36-14-13(d) and Commission Regulation 1011:

1. The Commission shall enter an Order and Judgment that the Respondent violated Rhode Island General Laws §§ 36-14-5(a) and 36-14-5(d).

2. The Prosecution will recommend, and the Respondent agrees to pay, a civil penalty in the amount of Five Hundred Dollars (\$500.00).

3. The above terms represent the full and complete Informal Resolution and Settlement for Complaint No. 2014-17.


Teresa Giusti, Esq. (Bar No. 8006)
Commission Prosecutor
Dated:


Daniel Gendron
Respondent
Dated: